



Steven L. Beshear  
Governor

Leonard K. Peters  
Secretary  
Energy and Environment Cabinet

Commonwealth of Kentucky  
**Public Service Commission**

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James Gardner  
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John W. Clay  
Commissioner

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P. O. Box 756  
London, KY 40743-0756

August 29, 2008

RE: Case No. 2008-00080

We enclose one attested copy of the Commission's Order in the above case.

Sincerely,

A handwritten signature in cursive script that reads "Stephanie Stumbo".

Stephanie Stumbo  
Executive Director

SS/tw  
Enclosure



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1400 PNC Plaza  
500 West Jefferson Street  
Louisville, KY 40202

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Ron Smith  
Bluegrass Wireless LLC  
2902 Ring Road  
Elizabethtown, KY 42701

August 29, 2008

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COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

APPLICATION OF BLUEGRASS WIRELESS )  
LLC FOR ISSUANCE OF A CERTIFICATE OF )  
PUBLIC CONVENIENCE AND NECESSITY TO ) CASE NO. 2008-00080  
CONSTRUCT A CELL SITE (WOODBINE) IN )  
RURAL SERVICE AREA #11 (WHITLEY) )  
OF THE COMMONWEALTH OF KENTUCKY )

O R D E R

An informal conference was held in this matter on July 31, 2008. At the conclusion of the conference, no resolution had been reached between the Applicant and the Intervenors regarding the Intervenors' objections to the construction of the proposed cell tower.

To ensure that this case continues to move forward in a timely manner, the Commission finds that Tracy Sullivan Sears and the Edith Sullivan Life Estate should state, in writing, whether they intend to remain as Intervenors in this proceeding. The Commission also finds that the Intervenors should state whether they intend to appear at a hearing on the application and whether they intend to present evidence in opposition to the proposed tower.<sup>1</sup> The Intervenors' responses will be due no later than 10 days from the date of this Order.

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<sup>1</sup> If the Intervenors intend to present evidence in opposition to the proposed cell site, the Commission, by subsequent Order, shall compel them to submit a list, with supporting technical information and evidence, of specific potential and suitable alternative sites where the proposed tower might be located, other than the proposed site outlined in the application.

IT IS THEREFORE ORDERED that:

1. Within 10 days of the date of this Order, Tracy Sullivan Sears and the Edith Sullivan Life Estate shall state, in writing:

a. Whether they intend to remain as Intervenors in this case.

b. If the Intervenors intend to remain in this proceeding, they shall state, in writing, whether they intend to appear at a hearing on the application and whether they intend to present evidence in opposition to the proposed cell site.

2. The Intervenors shall file an original and 5 copies of their statements with the Commission and shall serve a copy of their statements to the Applicant.

Done at Frankfort, Kentucky, this 29th day of August, 2008.

By the Commission

ATTEST:

  
Executive Director

Case No. 2008-00080